

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Herbert J. Lilling
TETSUYA YANO ET AL.)	
	:	Group Art Unit: 1657
Application No.: 10/553,221)	
	:	Confirmation No.: 9077
Filed: April 30, 2004)	
	:	
For: POLYHYDROXYALKANOATE-)	
CONTAINING MAGNETIC	:	
STRUCTURE, AND)	
MANUFACTURING METHOD AND	:	
USE THEREOF)	December 27, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

This is in response to the Office Action dated November 28, 2007, imposing a restriction requirement in the above-identified case.

The Examiner has required election of a single disclosed invention for prosecution on the merits in this case. The Examiner alleged the existence of two patentably distinct inventions:

- I. Claims 1-6 and 20, drawn to a structure containing polyhydroxyalkanoate and a magnetic substance; and

- II. Claims 7-19, drawn to a method for manufacturing a structure having an external phase part containing polyhydroxyalkanoate and an internal phase part, where at least one of these two parts contains a magnetic substance.

Accordingly, Applicants hereby elect Group I, claims 1-6 and 20, drawn to a structure containing polyhydroxyalkanoate and a magnetic substance.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

/Elizabeth F. Holowacz/
Elizabeth F. Holowacz
Attorney for Applicants
Registration No. 42,667

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200